

## CHAPTER 14

### COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION, AND LIABILITY ACT OF 1980

#### REGION V MANUAL

#### DELEGATIONS

#### 14-1. Superfund State Contracts and Cooperative Agreements

1. AUTHORITY. To enter into a contract and/or cooperative agreement with States, political subdivisions thereof, and Indian Tribes, as appropriate, pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), section 104; 40 C.F.R. part 35, subpart O, "Cooperative Agreements and Superfund State Contracts for Superfund Response Actions"; and 40 C.F.R. part 300, "National Oil and Hazardous Substances Pollution Contingency Plan" (NCP).
2. TO WHOM DELEGATED. Director, Superfund Division, except that the authority to enter into a contract and/or cooperative agreement with Indian Tribes is retained by the Regional Administrator.
3. LIMITATIONS.
  - a. This authority shall be exercised subject to approved funding levels.
  - b. This authority does not extend to EPA procurement contracts.
  - c. This delegation does not affect any requirement regarding review and approval by the Region 5 Senior Resource Official prior to execution (award) of any assistance under this delegation.
4. REDELEGATION AUTHORITY. The authorities delegated to the Director, Superfund Division, may be redelegated to the Branch Chief level, or equivalent, and no further.
5. ADDITIONAL REFERENCES.
  - a. CERCLA sections 101(23), 101(24), 105, 113, 116, 117, 118, 120, 121, and 126.
  - b. The Federal Grant and Cooperative Agreement Act of 1977, 31 U.S.C. §§ 6301, et seq.
  - c. 40 C.F.R. part 31, "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments."
  - d. EPA Headquarters Delegation 14-1.
  - e. EPA Headquarters and Region 5 Delegations 1-14, "Assistance Agreements."

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**DELEGATIONS**

14-1. Superfund State Contracts and Cooperative Agreements (cont'd)

- f. EPA Headquarters Delegation 1-34, "Litigation Representation."
- g. EPA Headquarters and Region 5 Delegations 14-2, "Response."
- h. EPA Headquarters and Region 5 Delegations 14-22, "Administrative Record and Public Participation."
- i. EPA Headquarters and Region 5 Delegations 14-30, "Acquisition of Real Property."
- j. Region 5 Delegation 1-14, "Assistance Agreements."